

Department of Permits and Development Management
111 West Chesapeake Avenue
Towson, Maryland 21204
Baltimore County, Maryland

In the Matter of
Jeremy D. Vickery
Respondent

Civil Citation No. 71578
107 Sacred Heart Lane

FINDINGS OF FACT AND CONCLUSIONS OF LAW
FINAL ORDER OF THE CODE ENFORCEMENT HEARING OFFICER

This matter came before the Baltimore County Code Enforcement Hearing Officer on February 17, 2010 for a Hearing on a citation for violations under the Baltimore County Zoning Regulations (BCZR) section 428, failure to tag or remove Saturn in driveway on residential property known as 107 Sacred Heart Lane, 21136.

On February 2, 2010, pursuant to Baltimore County Code §3-6-205, Inspector David Kirby issued a Code Enforcement & Inspections Citation. The citation was sent to the Respondent by 1st class mail to the last known address listed in the Maryland State Tax Assessment files.

The citation proposed a civil penalty of \$1,000.00 (one thousand dollars).

The following persons appeared for the Hearing and testified: Jeremy Vickery, Respondent and David Kirby, Baltimore County Code Enforcement Officer.

After proper consideration of all the evidence and testimony presented, the Hearing Officer finds:

A. Correction Notice was issued on December 1, 2009 for license/remove untagged motor vehicle. This Citation was issued on February 2, 2010.

B. Inspector Dave Kirby testified that Respondent called after receiving the Correction Notice and advised that he did not know parking untagged cars was prohibited and that he would correct the problem. Respondent requested time extensions and said he was waiting for paperwork from the Indiana Department of Motor Vehicles. After several time extensions, this Citation was issued.

C. Respondent Jeremy Vickery testified that he sent two rounds of paperwork to Indiana and finally received the new title from Indiana the day of this Hearing. He testified that he will obtain temporary Maryland tags today or tomorrow and correct the violation. Because compliance is the goal of code enforcement, and Respondent has been making efforts to correct the violation and does not have a history of prior violations, the civil penalty will be rescinded if the violation is corrected within the time provided below.

IT IS ORDERED by the Code Enforcement Hearing Officer that a civil penalty be imposed in the amount of \$200.00 (two hundred dollars).

IT IS FURTHER ORDERED that the civil penalty will be RESCINDED and reduced to zero dollars if the violation is corrected by March 1, 2010.

IT IS FURTHER ORDERED that if not paid within thirty days of billing, the civil penalty as authorized above shall be imposed as a lien upon the property.

IT IS FURTHER ORDERED that the County inspect the property to determine whether the violations have been corrected.

ORDERED this 18th day of February 2010

Signed: ORIGINAL SIGNED
Margaret Z. Ferguson
Baltimore County Hearing Officer

NOTICE TO RESPONDENT: The Respondent is advised that (1) pursuant to §3-6-206(g)(2) of the Baltimore County Code, the Respondent may make written application to the Director of the Department of Permits & Development Management within 10 days to modify or amend this order and (2) pursuant to §3-6-301(a), Baltimore County Code, the Respondent may appeal this order to the Baltimore County Board of Appeals within fifteen (15) days from the date of this order; any such appeal requires the filing of a petition setting forth the grounds for appeal, payment of a filing fee of \$150 and the posting of security to satisfy the penalty assessed.

